(33)

HIGH COURT OF CHHATTISGARH AT BILASPUR

W. P. (S) No. 344 of 2007

Petitioner		Sanjiv Kumar Tripathi, Aged about 37 years, *S/o Shri Kadedin* Tripathi, Presently posted at Police Station Konta, District – Dantewada (C.G.)
	Versus	
Respondents	1.	Union of India, Through – *Secretary, Public grievances and* Govt. of India.
	2.	State of Chhattisgarh, Through : *Secretary, Department of Home* (Police), Raipur (C.G.)
	3.	State of Madhya Pradesh,Through: Secretary, Department of Home (Police), Bhopal (M.P.)
	4.	Inspector General of Police, Bastar Range, Jagdalpur (C.G.)
	5.	*Director General of Police, Police* Head Quarter, Raipur (C.G.)
	6.	Superintendent of Police, *Dantewada, Distt – Dantewada* (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

SB: Hon'ble Justice **Satish K. Agnihotri**

Shri Vivek Rathore, Advocate for the petitioner.

Smt. B. Maithy, Advocate for the respondent No.1.

Smt. Anju Ahuja, Deputy Govt. Advocate for the respondents No. 2, 4, 5 and 6.

None for the respondent No.3.

ORDER

(Passed on this 21st day of June, 2007)

1. Learned counsel appearing for the petitioner submits that the petitioner is working as Head Constable in the Police department. Pursuant to the provisions of the Madhya Pradesh Reorganization Act, 2000, the services of the petitioner was allocated to the State of Madhya Pradesh by order dated 7.3.2007 (Annexure P/2). Despite

allocation of his services to the State of Madhya Pradesh, the petitioner has not been relieved from the State of Chhattisgarh.

2. Smt. Anju Ahuja, learned Deputy Govt. Advocate appearing for the State of Chhattisgarh submits that as per the wireless message dated 16.1.2004 (Annexure P/5), the petitioner would be relieved immediately on handing over the vacant and peaceful possession of the official accommodation allotted to him.

3. In view of the clear and categorical statement made by learned counsel appearing for the State of Chhattisgarh, it is directed that the petitioner shall be relieved immediately pursuant to the order dated 7.3.2003 within a period of two weeks from the date of receipt of a copy of this order. The petitioner undertakes to handover the vacant and peaceful possession of the official accommodation to the concerned authority, two days before the date of passing of the relieving order.

4. With the above direction, this petition stands disposed of. No order as to costs.

Certified copy, as per Rules.

Sd/-
Satish K. Agnihotri
Judge

Thakur